

1898

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issued to

BOARDS OF EDUCATION IN OHIO

by the

STATE COMMISSIONER OF COMMON SCHOOLS

with the full text of the

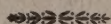
SCHOOL BOOK LAW

PASSED APRIL 22, 1896,

and the

Names and Addresses of all Publishers who have agreed in
writing to furnish their Publications upon the
terms prescribed in the Law.

Ohio. Laws, statutes, etc.



Myers Bros., State Printers, Columbus, O.

1898.

OHIO STATE UNIVERSITY
EDUCATION LIBRARY

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State Commissioner of Common Schools,

Columbus, Ohio, June 10, 1898.

TO BOARDS OF EDUCATION IN OHIO:

The following is the full text of the school book law passed April 22, 1896:

AN ACT

To provide for supplying the schools of Ohio with good and sufficient school books at the lowest possible prices.

SECTION 1. *Be it enacted by the General Assembly of the State of Ohio,* That any publisher or publishers of school books in the United States desiring to offer school books for use by pupils in the common schools of Ohio as hereinafter provided, shall, before such books may be lawfully adopted and purchased by any school board in this state, file in the office of the state commissioner of common schools, a copy of each book proposed to be so offered, together with the published list wholesale price thereof, and no revised edition of any such book shall be used in the common schools until a copy of such revised edition shall have been filed in the office of the said commissioner together with the published list wholesale price thereof. The said commissioner shall carefully preserve in his office all such copies of books and the prices thereof so filed

SECTION 2. Whenever and so often as any book and the price thereof shall be so filed in the commissioner's office as provided in section 1, a commission consisting of the governor, the secretary of state and the state commissioner of common schools, shall immediately fix the maximum price at which such books may be sold to or purchased by boards of education as hereinafter provided, which maximum price so fixed on any book shall not exceed seventy-five per cent of the published list wholesale price thereof, and the state commissioner of common schools shall immediately notify the publisher of such books so filed, of the maximum price so fixed. If the publisher so notified, shall notify the commissioner in writing that he accepts the price so fixed, and shall agree in the writing to furnish such book during a period of five years at the price so fixed, such written acceptance and agreement shall entitle said publisher to offer said book so filed for sale to said board of education for use by the pupils under the terms of this act.

SECTION 3. The said commissioner shall, during the first half of the month of June, 1896, and during the first half of the month of June in each year

thereafter, furnish to each board of education the names and addresses of all publishers who shall have during the year ending on the first day of said month of June in each year, agreed in writing to furnish their publications upon the terms provided in this act. And it shall not be lawful for any board of education to adopt or caused to be used in the common schools any book whose publisher shall not have complied, as to said book, with the provisions of this act.

SECTION 4. If any publisher who shall have agreed in writing to furnish books as provided in this act, shall fail or refuse to furnish such books adopted as herein provided to any board of education or its authorized agent upon the terms as herein provided, it shall be the duty of said board at once to notify the said commission of such failure or refusal, and the commission shall at once cause an investigation of such charge to be made, and if the same is found to be true the commissioner shall at once notify said publisher and each board of education in the state that said book shall not hereafter be adopted and purchased by boards of education; and said publisher shall forfeit and pay to the state of Ohio five hundred dollars for each failure, to be recovered in the name of the state in an action to be brought by the attorney general in the court of common pleas of Franklin county, or in any other proper court or in any other place where service can be made, and the amount, when collected, shall be paid into the state treasury to the credit of the common school fund of the state.

SECTION 5. Each board of education on receiving the statements, above mentioned, from said commissioner, shall on the third Monday in August thereafter meet, and at such meeting, or at an adjourned meeting within two weeks after said Monday, determine by a majority vote of all members elected the studies to be pursued and which of said text books so filed shall be used in the schools under its control, but no text books so adopted shall be changed, nor any part thereof altered or revised, nor shall any other text book be substituted therefor for five years after the date of the selection and adoption thereof without the consent of three-fourths of all the members elected, given at a regular meeting; and each board of education shall cause it to be ascertained, and at regular meetings in April and August shall determine which, and the number of each of said books the schools under its charge shall require, until the next regular meetings in April and August, and shall cause an order to be drawn for the amount in favor of the clerk of the board of education, payable out of the contingent fund; and said clerk shall at once order said books so agreed upon by the board, of the publisher, and the publisher, on receipt of such order, shall ship such books to said clerk without delay, and the clerk shall forthwith examine such books, and, if found right and in accordance with said order, remit the amount to said publisher, and the board of education shall pay all charges for the transportation of such books, out of the school contingent fund; but if said board of education can, at any time, secure of the publishers books at a price less than said maximum price, it shall be its duty to do so, and may without unnecessary delay, make effort to secure such lower price before adopting any particular text books. Each board of education shall have power to, and shall make all necessary provisions and arrangements to place the books so purchased within easy reach of and accessible to all the pupils in their district, and for that purpose may make such contracts, and take such security as they may deem necessary, for the custody, care and sale of such books and accounting for the proceeds; but not to exceed ten per cent of the cost price shall be paid therefor, and said books shall be sold to pupils of school age in the district, at the price paid the publisher, and not to exceed ten per cent therefor added,

and the proceeds of such sale shall be paid into the contingent fund of such district, and whoever receives said books from the board of education for sale as aforesaid to the pupils, and fails to account honestly and fully for the same, or for the proceeds to the board of education when required, shall be guilty of embezzlement and punished accordingly. Provided, however, boards of education may contract with local retail dealers to furnish said books at prices above specified, the said board being still responsible to the publisher for all books purchased by the said board of education, and when pupils remove from any district, and have text books of the kind adopted in such district, and not being of the kind adopted in the district to which they remove, and wish to dispose of the same, the board of the district from which they remove, when requested, shall purchase the same at the fair value thereof, and resell the same as other books; and nothing in this act shall prevent the board of education from furnishing free books to pupils as provided by law. That for the purpose of carrying into effect the foregoing provisions of this act, and paying the expenses incident thereto, there be and is hereby appropriated out of any money in the state treasury, to the credit of the general revenue fund, not otherwise appropriated, the sum of five hundred dollars, to be disbursed and paid on the allowance and order of said commissioner.

SECTION 6. This act shall take effect and be in force on and after May 5, 1896.

Passed April 22, 1896.

In accordance with the provisions of section 3 of this law, I hereby notify you that the following publishers of school books have complied with the provisions of the law, and are therefore entitled to offer for sale, to boards of education, for use by the pupils in the schools, such books of their publication as have been authorized by the school book commission :

Ainsworth & Co.....	Chicago, Ill.
Allyn & Bacon	Boston, Mass.
American Book Co.....	Cincinnati, O.
A. S. Barnes & Co.....	New York, N. Y.
Becktold Printing and Book Mfg. Co.....	St. Louis, Mo.
Victor C. Bell & Co.....	New York, N. Y.
The Biglow & Main Co.....	New York, N. Y.
The S. Brainard's Sons Co.....	Chicago, Ill.
Central School Supply House.....	Chicago, Ill.
The John Church Co.....	Cincinnati, O.
¹ Columbia Book Co.....	Philadelphia, Pa.
The Creamer Publishing Co.....	Washington C. H., O.
D. W. Crist.....	Moultrie, O.
Letitia L. Doane.....	Columbus, O.
Eldredge & Brother.....	Philadelphia, Pa.
Ellis Publishing Co	Battle Creek, Mich.
The Ellsworth Co.....	New York, N. Y.

Ginn & Co.	Columbus, O.
Goodyear Publishing Co	Chicago, Ill.
Harper & Brothers.	New York, N. Y.
D. C. Heath & Co.	Chicago, Ill.
Henry Holt & Co.	New York, N. Y.
Houghton, Mifflin & Co.	Boston, Mass.
Indiana Publishing Co.	Danville, Ind.
The Inland Publishing Co.	Terre Haute, Ind.
Frank V. Irish.	Columbus, O.
The Laning Printing Co.	Norwalk, O.
Leach, Shewell & Sanborn.	Boston, Mass.
² Leach, Shewell & Co.	Boston, Mass.
Lee & Shepard.	Boston, Mass.
S. H. Lightner.	Youngstown, O.
J. B. Lippincott Co.	Philadelphia, Pa.
Little, Brown & Co.	Boston, Mass.
Longmans, Green & Co.	New York, N. Y.
A. Lovell & Co.	New York, N. Y.
J. D. Luse.	Columbus, O.
The Macmillan Co.	New York, N. Y.
Maynard, Merrill & Co.	New York, N. Y.
The Melodia Co.	Toledo, Ohio.
The Morse Co.	New York, N. Y.
Mound City Publishing Co.	St. Louis, Mo.
Normal Publishing House.	Indianapolis, Ind.
The Penn Publishing Co.	Philadelphia, Pa.
Herman R. Postle.	Columbus, O.
Potter & Putnam.	New York, N. Y.
O. M. Powers.	Chicago, Ill.
Practical Book Keeping Co.	Chicago, Ill.
The Practical Text Book Co.	Cleveland, O.
The Prang Educational Co.	Chicago, Ill.
Rand, McNally & Co.	Chicago, Ill.
Raub & Co.	Philadelphia, Pa.
³ Saddler-Rowe Co.	Baltimore, Md.
⁴ Scott, Foresman & Co.	Chicago, Ill.
T. W. Shannon.	Fort Worth, Tex.
Sheldon & Co.	New York, N. Y.
Silver, Burdett & Co.	Boston, Mass.
C. W. Slocum	Columbus, O.
H. P. Smith Publishing Co	New York, N. Y.
A. H. Smythe	Columbus, O.
Christopher Sower Co.	Philadelphia, Pa.
E. Steiger & Co.	New York, N. Y.
Stewart & Glover.	Cleveland, O.
Thomas & Mattill	Cleveland, O.
Thompson, Brown & Co.	Boston, Mass.

University Publishing Co.	New York, N. Y.
L. S. Wells	Columbus, O.
Werner School Book Co.	Chicago, Ill.
Western Publishing House	Chicago, Ill.
Williams & Rogers	Rochester, N. Y.
W. G. Williams.	Delaware, O.
James O. Wise	Akron, O.
C. Witter.	St. Louis, Mo.
The Wyatt Co.	Buffalo, N. Y.
Zaner, Ware & Webb	Columbus, O.

(¹) The Columbia Book Co. have purchased the books listed by John E. Potter & Co., Philadelphia, Pa., in 1896.

(²) Leach, Shewell & Co. are successors to Leach, Shewell & Sanborn, except in the publication of Latin books.

(³) Saddler-Rowe Co. are successors to W. H. Saddler.

(⁴) Scott, Foresman & Co. have purchased the books listed by S. C. Griggs & Co., Chicago, Ill., in 1896.

Each publisher named above has been furnished with a duplicate of the aforesaid list of his books on file in this office, a copy of which list can be secured by any board of education upon application to the publisher.

Respectfully,

O. T. CORSON,

Commissioner.

